

MISSISSIPPI LEGISLATURE

REGULAR SESSION 2018

By: Representatives Read, Mims, Arnold,
 Bennett, Bounds, Brown, Currie, Gipson,
 Holland, Mettetal, Myers, Turner, Watson

To: Appropriations

HOUSE BILL NO. 1600
 (As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF HUMAN
 2 SERVICES; AND FOR RELATED PURPOSES, FOR THE FISCAL YEAR 2019.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

4 **SECTION 1.** The following sum, or so much thereof as may be
 5 necessary, is appropriated out of any money in the State General
 6 Fund not otherwise appropriated, to the Department of Human
 7 Services for the fiscal year beginning July 1, 2018, and ending
 8 June 30, 2019.....\$ 167,573,006.00.

9 **SECTION 2.** The following sum, or so much thereof as may be
 10 necessary, is appropriated out of any money in any special fund in
 11 the State Treasury to the credit of the Department of Human
 12 Services which is comprised of special source funds collected by
 13 or otherwise available to the department for the support of the
 14 various divisions of the department, for the purpose of defraying
 15 the expenses of the department for the fiscal year beginning
 16 July 1, 2018, and ending June 30, 2019.....
 17\$ 1,389,979,105.00.



18 **SECTION 3.** None of the funds appropriated by this act shall
19 be expended for any purpose that is not actually required or
20 necessary for performing any of the powers or duties of the
21 Department of Human Services that are authorized by the
22 Mississippi Constitution of 1890, state or federal law, or rules
23 or regulations that implement state or federal law.

24 **SECTION 4.** Of the funds appropriated under the provisions of
25 Section 1 of this act and authorized for expenditure under the
26 provisions of Section 2 of this act, not more than the amounts set
27 forth below shall be expended; however, notwithstanding any other
28 provision in this act, it is the intent of the Legislature that
29 any amount of funds and positions may be transferred between the
30 Department of Human Services and the Department of Child
31 Protection Services in order to comply with agreements made by the
32 State of Mississippi with the United States District Court in
33 reference to the Olivia Y., et al. lawsuit.

DEPARTMENT OF HUMAN SERVICES

35 FUNDING:

36	General Funds.....	\$	69,578,708.00.
37	Special Funds.....		1,240,128,849.00
38	Total.....	\$	<u>1,309,707,557.00</u>

39 With the funds appropriated for this budget, the following
40 positions are authorized:

41 AUTHORIZED POSITIONS:

42 Permanent: Full Time..... 1,741

43		Part Time.....	1
44	Time-Limited:	Full Time.....	474
45		Part Time.....	0

DIVISION OF CHILD PROTECTION SERVICES

47 FUNDING:

48	General Funds.....	\$	<u>97,994,298.00</u>
49	Special Funds.....		<u>137,850,256.00</u>
50	Total.....	\$	<u>247,844,554.00</u>

51 With the funds appropriated for this budget, the following
52 positions are authorized:

53 AUTHORIZED POSITIONS:

54	Permanent:	Full Time.....	1,537
55		Part Time.....	0
56	Time-Limited:	Full Time.....	417
57		Part Time.....	0

58 None of the funds herein appropriated shall be used in
59 violation of Internal Revenue Service's Publication 15-A relating
60 to the reporting of income paid to contract employees, as
61 interpreted by the Office of the State Auditor.

62 **SECTION 5.** It is the intention of the Legislature that the
63 Department of Human Services and Department of Child Protection
64 Services shall maintain complete accounting and personnel records
65 related to the expenditure of all funds appropriated under this
66 act and that such records shall be in the same format and level of
67 detail as maintained for Fiscal Year 2018. It is further the

68 intention of the Legislature that the agency's budget request for
69 Fiscal Year 2020 shall be submitted to the Joint Legislative
70 Budget Committee in a format and level of detail comparable to the
71 format and level of detail provided during the Fiscal Year 2019
72 budget request process.

73 **SECTION 6.** Of the funds appropriated in Section 2 herein to
74 Department of Human Services, One Million Dollars (\$1,000,000.00)
75 shall be transferred to the Department of Health, Child Care
76 Licensure Program from the Child Care Development Fund or other
77 appropriate special fund. These funds are to be transferred to
78 the Board of Health no later than July 31, 2018. The Department
79 of Health shall make a complete accounting to the Department of
80 Human Services detailing the uses of these funds in accordance
81 with federal and state regulations.

82 **SECTION 7.** It is the intention of the Legislature that
83 whenever two (2) or more bids are received by this agency for the
84 purchase of commodities or equipment, and whenever all things
85 stated in such received bids are equal with respect to price,
86 quality and service, the Mississippi Industries for the Blind
87 shall be given preference. A similar preference shall be given to
88 the Mississippi Industries for the Blind whenever purchases are
89 made without competitive bids.

90 **SECTION 8.** The Department of Human Services and the
91 Department of Child Protection Services is authorized to expend
92 available funds on technology or equipment upgrades or



93 replacements when it will generate savings through efficiency or
 94 when the savings generated from such upgrades or replacements
 95 exceed expenditures thereof.

96 **SECTION 9.** It is the intention of the Legislature that none
 97 of the funds provided herein shall be used to pay certain
 98 utilities for state furnished housing for any employees. Such
 99 utilities shall include electricity, natural gas, butane, propane,
 100 cable and phone services. Where actual cost cannot be determined,
 101 the agency shall be required to provide meters to be in compliance
 102 with legislative intent. Such state furnished housing shall
 103 include single-family and multi-family residences but shall not
 104 include any dormitory residences. Allowances for such utilities
 105 shall be prohibited.

106 **SECTION 10.** In compliance with the "Mississippi Performance
 107 Budget and Strategic Planning Act of 1994," it is the intent of
 108 the Legislature that the funds provided herein shall be utilized
 109 in the most efficient and effective manner possible to achieve the
 110 intended mission of this agency. Based on the funding authorized,
 111 this agency shall make every effort to attain the targeted
 112 performance measures provided below:

113		FY2019
114	<u>Performance Measures</u>	<u>Target</u>
115	Support Services	
116	Percentage of Referred/Directed	
117	Investigative Audits Conducted	98.00



118	Percentage of Special Investigations	
119	Conducted	95.00
120	Percentage of Referred/Obtained Fraud	
121	Investigations Conducted Timely	98.00
122	Percentage of Referred Administrative	
123	Disqualification Hearings and Fair Hearings	
124	Conducted Timely	95.00
125	Percentage of Monitoring Reviews Conducted	
126	within Acceptable Timeframes	98.00
127	Total Amount of Funds Recovered (\$)	10,936,551.00
128	Aging & Adult Services	
129	In-home Services (Persons)	100,542
130	Community Services (Persons)	73,787
131	Number of Congregate Meals	232,791
132	Numbe of Home-Delivered Meals	1,486,361
133	Substantiated Incidences of Abuse of	
134	Vulnerable Adults per 1,000 Population	0.20
135	Home Delivered Meals, Percent Reduction	
136	of Persons on Waiting List (%)	1.00
137	Child Support Enforcement	
138	Number of Paternities Established	18,000
139	Change in Paternities Established (%)	0.00
140	Number of Obligations Established	22,500
141	Change in Obligations Established (%)	0.00
142	Total Collections (\$)	365,000,000.00



143	Change in Total Collections (%)	0.00
144	Absent Parents Located (Number of)	60,000
145	Child Support Cases Current	
146	on Payments (%)	30.00
147	Community Services	
148	Number of Elderly Served by CSBG & LIHEAP	19,579
149	Number of Handicapped Served	18,400
150	Number of Households Achieving	
151	Self-Sufficiency	882
152	Increase in Rate of Household	
153	Attaining Self Sufficiency (%)	2.00
154	Number of Households Stabilized	17,712
155	Increase in the Number of	
156	Households Stabilized (%)	2.00
157	Number of Households Weatherized	516
158	Early Childhood Care & Dev	
159	Number of Children Served	28,000
160	Assistance Payments	
161	Dollar Amount of Assistance (\$)	690,000.00
162	Food Assistance	
163	Average Monthly Households	225,000
164	Supplemental Nutrition Assistance	
165	Program - SNAP (\$)	716,413,100
166	Percentage of Mississippi Households	
167	Receiving SNAP Benefits (%)	22.51

168	TANF Work Program	
169	TANF Households per Month (AVG)	4,600
170	Work Program (Avg Persons Served)	1,107
171	TANF Work Program Participation Rate (%)	60.00
172	Persons Employed	720
173	Number of Households Receiving TANF	
174	Benefits During the Year	4,600
175	Percentage of Households Receiving TANF	
176	During the Year (%)	0.49
177	Percentage of TANF Participants in	
178	Job Training Who Enter Employment (%)	30.00
179	Percentage of TANF Participants in Job	
180	Training Who Enter Employment at a Salary	
181	Sufficient to be Ineligible for TANF (%)	19.00
182	Percentage of TANF Participants in Job	
183	Training Who Remain Employed for:	
184	One Year After Leaving the Program (%)	75.00
185	Five Years After Leaving the Program (%)	65.00
186	Social Services Block Grant	
187	Clients Served, Family & Child Services	75,611
188	Clients Served, Aging & Adult Services	21,178
189	Clients Served, Youth Services	12,880
190	Youth Services	
191	Community Services (Children Served)	12,500
192	Institutional Component (Children Served)	300



193 Number of Volunteers - Community Services 100
 194 Children Placed in Alternative Placement 0.00
 195 Children Diverted from Institutional
 196 Care (%) 85.00
 197 Recidivism Rate (%) 20.00
 198 A reporting of the degree to which the performance targets
 199 set above have been or are being achieved shall be provided in the
 200 agency's budget request submitted to the Joint Legislative Budget
 201 Committee for Fiscal Year 2020.

202 **SECTION 11.** It is the intent of the Legislature that the
 203 Department of Human Services, Division of Child Support
 204 Enforcement, make a concentrated effort to increase collections of
 205 past due child support payments. On or before January 1, 2019,
 206 the Executive Director of the Department of Human Services shall
 207 submit a report to the Legislative Budget Office detailing
 208 year-to-date performance measures in the Child Support Enforcement
 209 Program compared with the prior year.

210 **SECTION 12.** It is the intention of the Legislature that the
 211 Department of Human Services shall have the authority to spend
 212 such additional funds as it shall receive from the federal
 213 government in incentives or the federal match on those incentives
 214 for the purpose of child support enforcement.

215 **SECTION 13.** Of the funds appropriated in Section 1, Two
 216 Hundred Fifty Thousand Dollars (\$250,000.00) shall be transferred



217 to the Juvenile Facility Monitoring Unit at the Department of
218 Public Safety no later than July 31, 2018.

219 **SECTION 14.** Of the funds appropriated herein, to the
220 Department of Human Services One Million Dollars (\$1,000,000.00),
221 is provided for the support of the Home Delivered Meals Program
222 and any additional funds that may be appropriated to this program.

223 **SECTION 15.** The following sum, or so much thereof as may be
224 necessary, is appropriated out of any money in the State Treasury
225 to the credit of the Capital Expense Fund, as created in Section
226 27-103-303, Mississippi Code of 1972, and allocated in a manner as
227 determined by the Treasurer's Office for the purpose of defraying
228 the expenses of the Department of Child Protection Services for
229 the fiscal year beginning July 1, 2018, and ending June 30, 2019..
230\$12,000,000.00.

231 **SECTION 16.** Of the funds provided in Section 1, herein to
232 the Department of Human Services, an amount not to exceed One
233 Hundred Thousand Dollars (\$100,000.00) is provided to fund the
234 Senior Olympics Program.

235 **SECTION 17.** Of the funds appropriated in Section 1, herein
236 to the Department of Child Protection Services, it is the
237 intention of the Legislature that Ninety-three Thousand Six
238 Hundred One Dollars (\$93,601.00) shall be allocated to the
239 Mississippi Children's Trust Fund supported from General Fund
240 court assessments.



241 **SECTION 18.** In addition to all other funds appropriated in
242 this act, Four Thousand Seventy-five Dollars (\$4,075.00) may be
243 paid to the Union County Chancery Clerk for the payment of prior
244 year invoices.

245 **SECTION 19.** It is the intention of the Legislature that the
246 Governor's Office, Division of Medicaid and the Department of
247 Human Services shall work together to implement HB 1090 of the
248 2017 Regular Session, known as the "Medicaid and Human Services
249 Transparency and Fraud Prevention Act".

250 **SECTION 20.** The money herein appropriated shall be paid by
251 the State Treasurer out of any money in the State Treasury to the
252 credit of the proper fund or funds as set forth in this act, upon
253 warrants issued by the State Fiscal Officer; and the State Fiscal
254 Officer shall issue his warrants upon requisitions signed by the
255 proper person, officer or officers, in the manner provided by law.

256 **SECTION 21.** This act shall take effect and be in force from
257 and after July 1, 2018.

